ASSEMBLY BILL   No. 144

Introduced by Assembly Member Mathis

January 13, 2015

An act to amend Section 832.16 of the Penal Code, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 144, as introduced, Mathis. Peace officers.

Existing law requires the Department of Justice to notify a state or local agency employing a peace officer authorized to carry a firearm if a peace officer is prohibited from possessing, receiving, owning, or purchasing a firearm pursuant to state or federal law.

This bill would make a technical, nonsubstantive change to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1   SECTION 1.   Section 832.16 of the Penal Code is amended to
2   read:
3   832.16. (a) On and after October 1, 1993, the Department of
4   Justice shall notify a state or local agency employing a peace
5   officer, as defined by this chapter, who is authorized by the
6   employing agency to carry a firearm, as to ~~whether~~ *if* a peace
7   officer is prohibited from possessing, receiving, owning, or
8   purchasing a firearm pursuant to state or federal law. If the
9   prohibition is temporary, the notice shall indicate the date that the

1 prohibition expires. However, the notice shall not provide any
2 other information with respect to the basis for the prohibition.
3   (b) Before providing the information specified in subdivision
4 (a), the agency employing the peace officer shall provide the
5 Department of Justice with the officer's fingerprints and other
6 identifying information deemed necessary by the department.
7   (c) The information specified in this section shall only be
8 provided by the Department of Justice subject to the availability
9 of funding.
10   (d) The notice required by this section shall not apply to persons
11 receiving treatment under subdivision (a) of Section 8100 of the
12 Welfare and Institutions Code.

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